IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of.: **§ § § §**

Hanan HERZBERG Confirmation No.: 5049

Serial No.: 10/511,859 § § §

NON-INTRUSIVE MODEM

Filed: October 18, 2004 Group Art Unit: 2611

PERFORMANCE ANALYSIS

\$ \$ \$ \$ \$ \$ \$ Attorney Docket: 37476

Examiner: Leon FLORES

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF PANEL DECISION FROM PRE-APPEAL **BRIEF REVIEW FILED IN CONJUCTION WITH RCE**

Sir:

For:

This is in response to the Notice of Panel Decision from Pre-Appeal Brief Review dated February 24, 2010, issued by the United States Patent and Trademark Office. This response is being made on Monday, April 26, 2010 (April 24, 2010) being a Saturday), and for which a one month extension of time is due and paid for herewith.

A Request for Continued Examination (RCE) is also enclosed herewith.

Applicant submits this response for entry into the record, in which:

Amendments to the Claims begin on page 2.

Remarks begin on page 6.

Please amend the above-identified application as follows: